

## RESOLUTIONS ADOPTED DECEMBER 20, 2010

- Res. #2010-309, Payment of Vouchers, \$580,652.94  
Res. #2010-310, Approval of Precious Metals License for Adele Christensen t/a Adele's Jeweled Treasurers for the Year 2011 (annual renewal)
- Res. #2010-311, Authorization for Refund of Taxes (2 properties - paid twice)  
Res. #2010-312, Bid Acceptance & Contract Award for One (1) Chassis Mount 25 Yard Municipal Leaf Loader (Granturk - \$36,087.00)
- Res. #2010-313, Cops in Shops Program  
Res. #2010-314, Insertion of Special Item of Revenue Pursuant to N.J.S.A. 40A:4-87, Chapter 159 (\$1,200.00 Cops in Shops)
- Res. #2010-315, Transfer of 2010 Appropriations (\$23,000.00)  
Res. #2010-316, Authorizing Pay Out of Terminal Leave (B. Moore)  
Res. #2010-317, Authorization to Cancel Uncashed Checks (3 checks - Total \$.03)  
Res. #2010-318, Resolution Approving Project Proposal Between Hatch Mott Macdonald and the Township of Lower for Engineering Services Related to Freeman S Douglass Memorial Park Pedestrian Path to Lower Cape May Regional (Total Phase 1 & 2 - \$16,500) - **TABLED**
- Res. #2010-319, Resolution Approving Project Proposal Between Hatch Mott Macdonald and the Township of Lower for Engineering Services Related to Reconstruction of Nevade Avenue (\$3,600)
- Res. #2010-320, Resolution Authorizing A Joint Purchase with the Lower Township MUA For A Used Excavator (not to exceed \$75,000)
- Res. #2010-321, A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12." (Reorganization/Appointments)



12/15/10  
15:18:38

Lower Township  
Bill List By Vendor Id

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
					150.00			
00401 KATHLEEN BROWN	10-03134	12/08/10	REIMB LEAGUE MILEAGE/PARKING	Open	116.00	0.00		
00419 RICHARD M BRASLOW, ESQ	10-03113	12/06/10	PROFESSIONAL SERVICES	Open	42.00	0.00		
00452 MATHEW DICKINSON	09-01330	05/20/09	2009 EQUIP ALLOW	Open	140.23	0.00		
00454 KEVIN LEWIS	10-03071	11/30/10	REIMB MEALS - TRAINING	Open	35.35	0.00		
00616 ANIMAL ALLIANCE OF CAPE	10-03130	12/08/10	2010 PETSMA RT GRANT	Open	215.00	0.00		
	10-03131	12/08/10	TNR AND SPAY/NEUTER PROGRAM	Open	220.00	0.00		
					-----			
					435.00			
00651 MUNICIPAL UTIL AUTH DUMP FEES	10-03124	12/08/10	DUMPING FEES/NO. 2010/DPW	Open	62,955.52	0.00		
00731 CAPE PORT MARINE*	10-03029	11/23/10	WINTER GLOVES/DPW	Open	616.00	0.00		
	10-03090	12/01/10	WINTER JACKETS/DPW	Open	220.00	0.00		
					-----			
					836.00			
00739 CAPE MAY VETERINARY HOSPITAL	10-03115	12/06/10	TNR PROGRAM	Open	35.00	0.00		
	10-03129	12/08/10	TRN PROGRAM	Open	45.00	0.00		
					-----			
					80.00			
00784 CAPE MAY STAR & WAVE	10-03119	12/06/10	LEGALS	Open	34.10	0.00		
	10-03153	12/10/10	NOTICE OF DECISION	Open	34.10	0.00		
					-----			
					68.20			
00786 HAROLD CARTY	10-03216	12/15/10	CONTRACTUAL REIMBURSEMENT	Open	76.23	0.00		
00825 COMCAST*	10-03137	12/08/10	INTERNET ACCESS - TOWNHALL	Open	95.14	0.00		
	10-03146	12/08/10	MONTHLY INTERNET ACCESS	Open	60.04	0.00		
					-----			
					155.18			
00854 JOHN CHEW JR.	09-01328	05/20/09	2009 EQUIP ALLOW	Open	150.00	0.00		
	10-01748	07/06/10	2010 EQUIP ALLOW	Open	150.00	0.00		

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Lower Township  
Bill List By Vendor Id

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
						300.00			
00928	CAPE MAY COUNTY CLERK	10-03179	12/13/10	RECORDING FEE	Open	8.00	0.00		
01055	ERIC COOMBS	10-01749	07/06/10	2010 EQUIP ALLOW	Open	150.00	0.00		
01110	COLLEEN CRIPPEN	10-03171	12/13/10	MISC SUPPLIES AND POSTAGE	Open	103.17	0.00		
01127	GAYLE CROOKSTON	10-03142	12/08/10	CONTRACTUAL REIMBURSEMENT - V	Open	297.00	0.00		
01130	GAYLE HADLEY	10-03135	12/08/10	PAYMENT TO ZUMBA INSTRUCTOR	Open	135.00	0.00		
01170	VERIZON WIRELESS* F/S	10-03144	12/08/10	CELL SERVICE - FIRE SAFETY	Open	78.89	0.00		
01171	VERIZON WIRELESS - TOWNHALL	10-03168	12/10/10	CELL SERVICE	Open	1,149.73	0.00		
01239	DIANA L DeNOTE	10-03132	12/08/10	CONTRACTUAL REIMBURSEMENT	Open	103.00	0.00		
01242	CHARLES J RYAN	09-01353	05/20/09	2009 EQUIP ALLOW	Open	147.60	0.00		
01267	EDWARD DONOHUE	10-03054	11/29/10	REIMB CONF IN ORLANDO, FLA	Open	1,623.88	0.00		
01519	TOM FOLS ELECTRICALCONTRACTOR*	10-03125	12/08/10	SUPPLY & INSTALL NEW SOCKETS	Open	325.00	0.00		
		10-03185	12/14/10	INSTALL LINES FOR TIME CLOCK	Open	625.00	0.00		
						950.00			
01530	FIRE DISTRICT #1	10-00148	01/22/10	FIRE SERVICES - 2010	Open	146,426.88	0.00		
01540	FIRE DISTRICT #2	10-00150	01/22/10	FIRE SERVICES - 2010	Open	85,660.00	0.00		
01550	FIRE DISTRICT #3	10-00198	01/26/10	FIRE SERVICES 2010	Open	213,459.69	0.00		
01575	DAVID FISHER	10-01752	07/06/10	2010 EQUIP ALLOW	Open	150.00	0.00		
01641	GALL'S INC*	10-02221	08/31/10	NEW VEHICLE OUTFITTING	Open	2,468.00	0.00		

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Lower Township  
Bill List By Vendor Id

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Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
10-02233	09/02/10	PATROL SUPPLIES		Open	64.00	0.00		
					-----			
					2,532.00			
01643 WILLIAM GALESTOK								
10-03148	12/09/10	REIMBURSEMENTS		Open	21.00	0.00		
01690 GRANTURK EQUIPMENT CO*								
10-02940	11/10/10	PARTS FOR TRASH TRUCKS/DPW		Open	1,959.93	0.00		
10-03032	11/23/10	PARTS FOR LEAF VACUUM/DPW		Open	2,087.31	0.00		
					-----			
					4,047.24			
01713 PATRICK GREENE								
09-01336	05/20/09	2009 EQUIP ALLOW		Open	15.15	0.00		
10-01753	07/06/10	2010 EQUIP ALLOW		Open	8.80	0.00		
					-----			
					23.95			
01750 RYAN HANSBERRY								
09-01337	05/20/09	2009 EQUIP ALLOW		Open	150.00	0.00		
10-01754	07/06/10	2010 EQUIP ALLOW		Open	150.00	0.00		
					-----			
					300.00			
01781 HATCH MOTT MACDONALD, LLC*								
10-02236	09/02/10	PRELIMINARY SITE INVESTIGATION	Open		1,136.50	0.00		B
10-02878	11/03/10	SIGHT TRIANGLE DIAGRAM	Open		540.00	0.00		
10-03111	12/06/10	ESCROW BILLING	Open		2,401.00	0.00		
10-03155	12/10/10	ESCROW BILLING	Open		2,281.18	0.00		
					-----			
					6,358.68			
01806 ANTHONY J HARVATT, II, ESQ								
10-01272	05/24/10	ZONING BOARD SOLICITOR SALARY	Open		300.00	0.00		
10-03112	12/06/10	ESCROW RESOLUTION FEES	Open		450.00	0.00		
					-----			
					750.00			
01820 DARRIN D. HICKOK								
09-01340	05/20/09	2009 EQUIP ALLOW	Open		66.29	0.00		
10-01756	07/06/10	2010 EQUIP ALLOW	Open		99.56	0.00		
					-----			
					165.85			
02065 S. VITALE PYROTECNICO IND CORP								
10-03180	12/14/10	TRUST REFUND	Open		850.00	0.00		
02108 KEEN COMPRESSED GAS CO*								
10-02913	11/08/10	BOTTLED GAS FOR SHOP/DPW	Open		874.80	0.00		
02140 KINDLE FORD LINC/MERC., INC.*								
10-02908	11/08/10	PARTS FOR POLICE VEH.	Open		128.26	0.00		



Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	10-02306	09/13/10	PARTS FOR RDS/SANT/RECY/DPW	Open	172.71	0.00		
	10-02912	11/08/10	PARTS FOR DPS VEH./POLICE	Open	2,188.80	0.00		
					-----			
					2,361.51			
03293	BLAINE PAYNTER							
	10-03123	12/06/10	CONTRACTUAL REIMBURSEMENT	Open	92.00	0.00		
03305	PEDRONI FUEL*							
	10-03092	12/01/10	NO LEAD GAS/DPW	Open	256.19	0.00		
03350	MICHAEL PERRY							
	09-01351	05/20/09	2009 EQUIP ALLOW	Open	150.00	0.00		
	10-01766	07/06/10	2010 EQUIP ALLOW	Open	150.00	0.00		
					-----			
					300.00			
03366	AMERI-GAS*							
	10-03133	12/08/10	PROPANE FOR CONCESSION STAND	Open	19.33	0.00		
	10-03164	12/10/10	PROPANE FOR BENNETT'S	Open	254.16	0.00		
					-----			
					273.49			
03427	POLAR BEAR*							
	10-02985	11/19/10	MISC. PARTS & LABOR ON BOILER	Open	466.00	0.00		
	10-03039	11/24/10	HVAC WORK	Open	550.00	0.00		
					-----			
					1,016.00			
03466	R & R SPECIALTIES							
	10-02945	11/12/10	DOOR SIGN PAYROLL/GRANTS	Open	25.00	0.00		
	10-03049	11/29/10	9X12 PLAQUE FOR BOB IMLER	Open	52.00	0.00		
					-----			
					77.00			
03552	THOMAS PLANNING ASSOCIATES, LLC							
	09-03074	11/10/09	COAH	Open	217.50	0.00		B
03611	SERVICE TIRE TRUCK CENTERS*							
	10-02910	11/08/10	TIRES FOR RDS/SANT/RECY/DPW	Open	3,531.09	0.00		
03654	SPECIALTY AUTO REPAIR*							
	10-03023	11/23/10	ALIGNMENT FOR POLICE VEH/DPS	Open	60.00	0.00		
03687	SOUTH JERSEY WRESTLING ASSOC.*							
	10-02603	10/13/10	YOUTH WRESTLING LEAGUE FEES	Open	500.00	0.00		
03704	RAYMOND SMALL							
	10-03138	12/08/10	SHOE ALLOWANCE FOR 2010-DPW	Open	65.00	0.00		
03733	JAMES D. STRICKLAND							
	10-03214	12/15/10	CONTRACTUAL REIMBURSEMENT	Open	80.80	0.00		

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Lower Township  
Bill List By Vendor Id

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03784	ROBERT THOMPSON	10-03186	12/14/10	SHOE ALLOWANCE FOR 2010/DPW	Open	96.00	0.00		
03820	MUNICIPAL UTIL. AUTH ON CALL	10-03040	11/24/10	ONE-CALL MESSAGES/DPW	Open	100.94	0.00		
03924	THE TRADING COMPANY*	10-02683	10/21/10	TIPS,HAMMERS FOR TUB GRINDER	Open	3,202.33	0.00		
03932	REEL FIRE PROTECTION*	10-02920	11/09/10	FIRE EXTINGUISHERS/DPW	Open	171.70	0.00		
03935	STAPLES BUSINESS ADVANTAGE*	10-03059	11/30/10	P/R ENVELOPES	Open	157.04	0.00		
03958	DEBORAH VAN MOURIK	10-03154	12/10/10	CONTRACTUAL REIMBURSEMENT - V	Open	408.71	0.00		
03985	VILLAS NAPA AUTO PARTS	10-02911	11/08/10	PARTS FOR RDS/SANT/RECY/POLICE	Open	1,882.37	0.00		
04037	DOUGLASS WHITTEN	10-01773	07/06/10	2010 EQUIP ALLOW	Open	150.00	0.00		
04075	BARBER CONSULTING SERVICES LLC	09-03509	12/30/09	TIME MGMT CONFIG/ETHERNET LINE	Open	496.24	0.00		
04082	USA MOBILITY WIRELESS INC*	10-03215	12/15/10	PAGER FOR DPW	Open	6.24	0.00		
04097	CINTAS FIRST AID AND SAFETY*	10-02987	11/19/10	MISC. MEDICAL SUPPLIES	Open	259.76	0.00		
04110	SCOTT WILTSHIRE	10-02981	11/19/10	YOUTH SOCCER OFFICIAL	Open	30.00	0.00		
04112	MOTOROLA C/O WIRELESS C&E	10-02877	11/03/10	HT SERIES BATTERY	Open	192.00	0.00		
04225	PRINK ME*	10-02016	08/03/10	REGISTRATION BANNERS - BAYRUN	Open	80.00	0.00		
04266	NJ DEPT OF HEALTH&SENIOR SVCS	10-03120	12/06/10	STATE DOG LIC FEE - NOV, 2010	Open	47.40	0.00		
04300	W B MASON CO INC*	10-02946	11/12/10	SUPPLIES	Open	177.76	0.00		
		10-02973	11/19/10	COPY PAPER	Open	674.75	0.00		
						----- 852.51			
04301	SEASHORE ASPHALT CORPORATION*	10-02939	11/10/10	ASPHALT FOR PAVING/DPW	Open	10,954.35	0.00		

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Lower Township  
Bill List By Vendor Id

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
	10-03031	11/23/10	ASPHALT FOR PAVING/DPW	Open	3,221.60	0.00		
					-----			
					14,175.95			
AFTANIS DAWN AFTANIS								
	10-03149	12/09/10	NYS CA CERTIFICATION & SOCCER	Open	50.00	0.00		
ANZE JENNIFER ANZELONE								
	09-01321	05/20/09	2009 EQUIP ALLOW	Open	150.00	0.00		
	10-01740	07/06/10	2010 EQUIP ALLOW	Open	90.11	0.00		
					-----			
					240.11			
BOSNA KAREN MANETTE BOSNA								
	10-03136	12/08/10	INSTRUCTOR YOGA CLASS	Open	60.00	0.00		
BRITB BRUCE BRITTON								
	10-02978	11/19/10	YOUTH SOCCER OFFICIAL	Open	270.00	0.00		
DOUGHE MARK DOUGHERTY								
	10-02983	11/19/10	YOUTH SOCCER OFFICIAL	Open	20.00	0.00		
FESSLER DAVID FESSLER								
	10-03122	12/06/10	BASEKTBALL REFUND FOR	Open	25.00	0.00		
FRAMEGEO GEORGE FRAME								
	10-02979	11/19/10	YOUTH SOCCER OFFICIAL	Open	525.00	0.00		
INVEST INVESTORS SAVINGS BANK								
	10-03189	12/14/10	REF 4TH QTR 2010 TAX	Open	3,552.06	0.00		
MADDOXC CLARENCE W MADDOX III								
	10-03217	12/15/10	REIMBURSEMENT FOR BACKGROUND	Open	26.25	0.00		
PENZI JAMES PENZI & JOSEPH MCMENAMIN								
	10-03182	12/14/10	REF 4TH QTR 2010 TAX	Open	933.32	0.00		
ROSSI JOE ROSSI								
	10-02976	11/19/10	YOUTH SOCCER OFFICIAL	Open	150.00	0.00		
SANTIAG CESAR SANTIAGO								
	10-03184	12/14/10	REIMB BACKGROUND/NYS CA CERT	Open	66.25	0.00		
WEHNER GEORGE WEHNER								
	10-03128	12/08/10	CERT WEBSITE HOSTING	Open	124.14	0.00		
Total Purchase Orders: 140 Total P.O. Line Items: 257 Total List Amount: 579,005.54 Total Void Amount: 0.00					-----			

**Lower Township  
Bill List  
12/20/10**

<u>Vendor</u>	<u>PO #</u>	<u>Description</u>	<u>Check #</u>	<u>Check Date</u>	<u>Amount</u>
M. Alexander	10-03073	Shoe Allowance	43928	12/08/10	197.60
NJ Dept of Health	10-03166	Dog Licenses	3222	12/10/10	49.80
Erma Deli	10-03102	Safety Incentive Program	43933	12/13/10	1,400.00

Total Manual Checks	\$ 1,647.40
Total brought forward from computer generated bill list	\$ 579,005.54
<b>TOTAL BILL LIST</b>	<b><u>\$ 580,652.94</u></b>

I certify the foregoing to be a Resolution adopted by the Township Council on December 20, 2010.

  
 \_\_\_\_\_  
 Claudia R. Kammer, RMC, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION			X		
SECOND	X				
AYES	X	X	X	X	Y
NAYS					
ABSTAIN					
ABSENT					

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2010-310**

**TITLE: APPROVAL OF PRECIOUS METALS LICENSE FOR ADELE CHRISTENSEN T/A ADELE'S JEWELLED TREASURES FOR THE YEAR 2011**

WHEREAS, application has been made for a Precious Metals license by Adele Christensen t/a Adele's Jeweled Treasures for the year 2011 in accordance with Ordinance #81-2, and

WHEREAS, the applicant has paid the proper fee, posted the required bond and the police have no objection to the issuance of said license,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, that the renewal of a Precious Metals license to Adele Christensen t/a Adele's Jeweled Treasures for the year 2011 is hereby approved.

I hereby certify this is the original resolution adopted by the Township Council at the meeting of December 20, 2010.

  
Claudia R. Kammer, Township Clerk

	Conrad	Mazurek	Douglass	Lare	Beck
Motion			X		
Second	X				
Aye	X	X	X	X	X
Nay					
Abstain					
Absent					

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2010-311

TITLE: AUTHORIZATION FOR REFUND OF TAXES

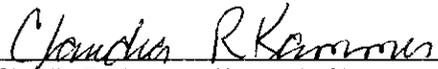
WHEREAS, the Township Tax Collector has certified an overpayment due to the reasons listed below:  
and

WHEREAS, a refund has been requested.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the CFO/Treasurer be and the same is authorized and directed to refund the overpayments according to the Tax Collector's certification on file with the CFO/Treasurer.

<u>Block</u>	<u>Lot</u>	<u>Refund To</u>	<u>Reason</u>	<u>Tax</u>
533.01	86	James Penzi & Joseph McMenamin	Paid twice	933.32
700.01	3 C0307	Investor Savings Bank	Paid twice	3,552.06

I hereby certify the foregoing to be a resolution adopted by the governing body at a meeting held on December 20, 2010.

  
 \_\_\_\_\_  
 Claudia R. Kammer, Township Clerk

	Conrad	Mazurek	Douglass	Lare	Beck
Motion			X		
Second	X				
Aye	X	X	X	X	X
Nay					
Abstain					
Absent					

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2010-312

**TITLE: BID ACCEPTANCE AND CONTRACT AWARD FOR ONE (1) CHASSIS MOUNT 25 YARD MUNICIPAL LEAF LOADER**

WHEREAS, bids for One (1) Chassis Mount 25 Yard Municipal Leaf Loader were advertised on December 2, 2010 and accepted December 15, 2010 at 11:00 a.m., and

WHEREAS, one proposal was submitted and reviewed by the QPA and Gary Douglass, CPWM, and

WHEREAS, the low bidder complied with the specifications and supplied all required certifications and bid documents and the CFO has determined sufficient funds are available in the budget as follows:

Budget Year & Appropriation Capital Ordinance #09-12  
C 04-55-395-320

CFO Signature 

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the contract for the above is hereby awarded to the lowest **qualified responsible** bidder as follows:

**AWARD TO: GRANDTURK EQUIPMENT COMPANY, INC.**  
**TOTAL: \$36,087.00**  
**DELIVERY: 45 WORK DAYS UPON AWARD**

BE IT FURTHER RESOLVED, upon approval of the resolution, the fully executed Purchase Order together with the official bid documents shall serve as the Contract for the award of the bid.

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on December 15, 2010.

  
 Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION			X		
SECOND	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2010-313**

**TITLE: COPS IN SHOPS PROGRAM**

WHEREAS, the municipality of the Township of Lower has been awarded a grant of \$1,200 to implement a Cops in Shops Program, as administered by the New Jersey Department of Law and Public Safety, Division of Highway Traffic Safety Programs.

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the Mayor and Chief of Police are hereby authorized and directed to execute a grant agreement along with all other documents that may be required to be filed with the Department of Law and Public Safety on behalf of the Township of Lower for the amount of the grant, and

BE IT FURTHER RESOLVED, that in the event that a grant agreement is executed between the Department of Law and Public Safety and the Township of Lower, the Mayor and the Chief of Police, are hereby authorized and directed to carry out all functions related to the execution and completion of the grant funded project.

I hereby certify this is the original resolution adopted by the Township Council on Dec. 20, 2010

  
\_\_\_\_\_  
Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
PRESENTED			X		
SECONDED	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2010-314**

**TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township of Lower, County of Cape May, hereby requests the Director of the Division of Local Government Services to approve the increase of \$1,200.00 for an item of revenue in the budget of the year 2009 as follows:

Miscellaneous Revenues –  
 Revenue Offset with Appropriations - Cops in Shops  
 Total with increase to be \$1,200.00

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$1,200.00 be and the same is hereby appropriated under the caption of:

General Appropriations –  
 Public & Private Programs Offset by Revenues - Cops in Shops  
 State/Federal Share       \$ 1,200.00  
 Non State Share           \$  
 Total with increase to be \$ 1,200.00

FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

I hereby certify this is the original resolution adopted by the Township Council on Dec 20, 2010

*Claudia R. Kammer*  
 \_\_\_\_\_  
 Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
PRESENTED			X		
SECONDED	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY  
RESOLUTION #2010-315**

**Title:** Transfer of 2010 Appropriations

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriation transfers during the last two months of the current fiscal year when it has been determined that any appropriation is insufficient to pay the claims authorized or incurred during the current year, which are chargeable to said appropriation, and there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill its purpose.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, State of New Jersey that the following transfers totaling \$23,000.00 be made between the 2010 budget appropriations.

<u>LINE ITEM</u>		<u>ACCT. NUMBER</u>	<u>TO</u>	<u>FROM</u>
RECREATION	OE	0-01-28-370-299	4,000.00	
STREET LIGHTING	OE	0-01-31-435-299	12,000.00	
DPW	OE	0-01-26-305-299	7,000.00	
TIPPING FEES	OE	0-01-32-465-699		7,000.00
ELECTRIC	OE	0-01-31-430-299		12,000.00
RECREATION	S&W	0-01-28-370-101		4,000.00
			<u>23,000.00</u>	<u>23,000.00</u>

**I hereby certify the foregoing to be a resolution adopted by the Township Council on**

Dec 20, 2010

  
\_\_\_\_\_  
Claudia R. Kammer, RMC, Township Clerk

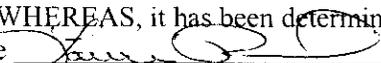
	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION			X		
SECOND	X				
AYES	X	X	X	X	X
NAYS					
ABSTAIN					
ABSENT					

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY  
RESOLUTION # 2010-316**

**Title: Authorizing Pay Out of Terminal Leave**

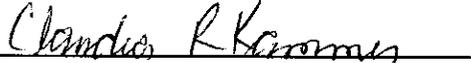
WHEREAS, the employee listed below has retired from the Township and is entitled to payment for accumulated vacation, sick and compensatory and personal time, and

WHEREAS, it is necessary to obtain authorization for any salary and wage disbursement to a Township employee that is not specified in the salary ordinance, and

WHEREAS, it has been determined by the Township Treasurer as evidenced by signature  that adequate funding is available for accumulated time in the dedicated line item "Reserved for Accumulated Absences".

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Lower that a revised payment due to Barbara Moore in the amount of \$ 11,049.90 is authorized and chargeable to the Reserve for Accumulated Absences.

**I hereby certify the foregoing to be a resolution adopted by the Township Council on Dec. 20, 2010**

  
Claudia R. Kammer, RMC, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
INTRODUCED			X		
SECONDED	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2010-317**

**Title: AUTHORIZATION TO CANCEL UNCASHED CHECKS**

**WHEREAS**, the payroll checks listed below have been outstanding for more than one year; and

**WHEREAS**, the Chief Financial Officer has requested that such checks be officially canceled in order to properly maintain the Township records, and

**WHEREAS**, the checks will be turned over to the Current Fund and posted as miscellaneous revenue.

Check Number	Amount	Date	Payee
24980	0.01	4/2/2009	Blanche Cameron
25602	0.01	05/28/09	Ryan Hansberry
25654	0.01	05/28/09	Paul Hildreth

**NOW, THEREFORE BE IT RESOLVED** by the Township Council that the following list of checks are hereby canceled.

**I hereby certify the foregoing to be a resolution adopted by the Township Council on December 16, 2010.**

  
 Claudia R. Kammer, RMC, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION			X		
SECOND	X				
AYES	X	X	X	X	X
NAYS					
ABSTAIN					
ABSENT					

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2010-319

**TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR ENGINEERING SERVICES RELATED TO RECONSTRUCTION OF NEVADA AVENUE**

WHEREAS, Hatch Mott MacDonald is currently serving as the Municipal Engineer (the "Engineer") based upon a Contract For Services which sets forth their standard hourly rates as approved by the Township Council and executed by the Mayor and Clerk (the "Engineer's Contract");

WHEREAS, the Engineer has provided a separate fee proposal for engineering services related to the Reconstruction of Nevada Avenue which is set forth on EXHIBIT A attached hereto (the "Project Proposal"); and

WHEREAS, the Township Council desires to approve the Project Proposal and the CFO has certified the availability of funds by her signature in the budget as follows:

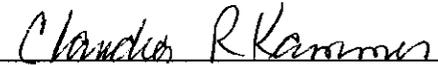
  
 \_\_\_\_\_  
 Lauren Read, CFO

C-04-55-381-910  
 \_\_\_\_\_  
 Account

NOW, THEREFORE, BE IT RESOLVED, by the Township of Lower, County of Cape May, State of New Jersey, that:

1. The Project Proposal between Hatch Mott MacDonald and the Township of Lower, in the form attached hereto as EXHIBIT A, for a total amount of \$3,600.00, is hereby approved.
2. That the Mayor and Clerk are hereby authorized and directed to execute the Project Proposal on behalf of the Township of Lower, and to take any and all other actions necessary to effectuate the purposes thereof.
3. All of the terms and conditions of the Engineer's Contract except for the specific terms and conditions of the Project Proposal shall continue in full force and effect and the Project Proposal shall be deemed a supplement thereto.

I hereby certify the foregoing to be an original resolution adopted by the Township Council of the Township of Lower at a meeting held on December 20, 2010.

  
 \_\_\_\_\_  
 Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION			X		
SECOND	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					



**Hatch Mott  
MacDonald**

**Hatch Mott MacDonald**  
833 Rt 9 North  
PO Box 373  
Cape May Court House, NJ 08210  
T 609.465.9377 www.hatchmott.com

December 15, 2010  
Via email: gdouglasslowertownship@comcast.net

Mr. Gary Douglass, CPWM  
Township of Lower  
2600 Bayshore Road  
Villas, NJ 08251

**RE: Professional Engineering Services Proposal  
Reconstruction of Nevada Avenue  
Township of Lower, Cape May County, New Jersey**

Dear Mr. Douglass:

Please find enclosed herewith our proposal to complete the surveying and engineering services for the Reconstruction of Nevada Avenue. It is our understanding that the roadway is being reconstructed to mitigate a portion of the roadway flooding that has been occurring in the eastern portion of this roadway segment. Furthermore, reconstruction work will be limited to the existing roadway footprint and no pavement extension or grading is proposed in wetland transition areas.

Based on discussions at our meeting on December 2, 2010, HMM proposes the following scope of work for the Nevada Avenue Reconstruction Project:

- Establish vertical control for the Project. The vertical datum will be NAVD88;
- Field survey (50-foot cross sections) of Nevada Avenue including its intersection with States Avenue to the terminus of Nevada Avenue at Block 410.01, Lot 59.02. Spot elevations will be provided at the location of all driveways, sidewalks, curbs and steps. Additional elevations will be provided at all street right-of way lines;
- Design of new roadway grades and proposed elevations where driveways or steps will need to be replaced; and
- Preparation of a Road Reconstruction Plan and profile for the Township's use in constructing the improvements.

We propose to complete the scope of work outlined above for the lump sum amount of **\$3,600.**

It is our understanding that the Township Public Works Department will be performing this work, therefore, the preparation of bid documents, quote solicitations, bidding or construction phase services have not been included in this scope of work.



Hatch Mott  
MacDonald

Compensation for this project shall be on a lump sum basis and the Township shall be invoiced on a percent complete basis. We thank you for the opportunity to provide this scope of work for the design of the Nevada Avenue Reconstruction Project. Should you have any questions regarding the above information or should you wish to discuss this proposal in more detail, please do not hesitate to contact this office.

Very truly yours,

Hatch Mott MacDonald

A handwritten signature in black ink, appearing to read 'Mark R. Sray'.

Mark R. Sray PE, CME  
Senior Associate  
T 609.465.9377 F 609.465.5270  
mark.sray@hatchmott.com

A handwritten signature in black ink, appearing to read 'Steven C. Morey'.

Steven C. Morey, CEP  
Associate  
T 609.465.9377 F 609.465.5270  
steven.morey@hatchmott.com

cc: Robert C. Mainberger, PE, CME, Hatch Mott MacDonald  
File: 270885CM10-III-3

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2010-320

**TITLE: RESOLUTION AUTHORIZING A JOINT PURCHASE WITH THE LOWER TOWNSHIP MUA FOR A USED EXCAVATOR**

WHEREAS, the Township and the LT MUA have both expressed a need for a used excavator, and

WHEREAS, the Lower Township MUA has solicited bids for a used excavator; and

WHEREAS, the Township agrees that a joint purchase would be a cost saving measure.

NOW, THEREFORE, BE IT RESOLVED by the Township of Lower that authorization is hereby given to enter into a joint purchase with the MUA for a used excavator.

BE IT FURTHER RESOLVED the Township will pay half of the cost of the used excavator in an amount not to exceed Seventy Five Thousand Dollars (\$75,000) and that the Chief Financial Officer certifies the funds by her signature appended below:

  
\_\_\_\_\_  
Lauren Read, CFO

0-04-55-391-220  
\_\_\_\_\_  
Budget Account

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on December 20, 2010.

  
\_\_\_\_\_  
Claudia R. Kammer, Township Clerk

	CONRAD	MAZUREK	DOUGLASS	LARE	BECK
MOTION			X		
SECOND	X				
AYE	X	X	X	X	X
NAY					
ABSTAIN					
ABSENT					

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION # 2010-321**

**TITLE: A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12.”**

WHEREAS, the Township Council of the Township of Lower is subject to certain requirements of the Open Public Meetings Act, N.J.S.A 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Township Council of the Township of Lower to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

- \_\_\_\_\_ (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- \_\_\_\_\_ (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- \_\_\_\_\_ (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- \_\_\_\_\_ (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- \_\_\_\_\_ (5) Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- \_\_\_\_\_ (6) Matters relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
- X   (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.  
(Reorganization/appointments)

\_\_\_\_\_ (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

\_\_\_\_\_ (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on December 20, 2010 that an Executive Session closed to the public shall be held on this date at approximately 9:04 P.M. in the Conference Room of the Township Hall, 2600 Bayshore Road, Villas for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Council that the public interest will no longer be served by such confidentiality.

I hereby certify the foregoing to be a resolution adopted by the Township Council on December 20, 2010.

  
 Claudia R. Kammer, Township Clerk

	Conrad	Mazurek	Douglass	Lare	Beck
Motion	X				
Second			X		
Aye	X	X	X	X	X
Nay					
Abstain					
Absent					